

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION
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TRANSMITTAL COVER SHEET

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27-13B Priority 7-01-1870 (Henry Dunn)
Wheel Farms

Document S. 41.0 shows a 40 acre
sale from USA to Hiram Johnson (6-22-1917)
the NWSW (40 acres) of Sec 26 T2S R36E.
is not a part of the original Henry Dunn
P.O.U. → no specific water rights go with property.
One of this P.O.U. is claimed under 27-13B.

Document S. 41.0. (9-21-1917) shows 40 acres in
NW Sec 26 T2S R36E going from USA to Henry
Jungkamp. This is not a part of the original Henry
Dunn P.O.U. → no specific water rights go with the
property. 21 acres of this P.O.U. is claimed under
7-13B.

Document S. 62.7 (5-6-1918) shows the NENE of Sec 34
T2S R36E going from Henry Dunn to George Dunn. This is not
a part of the original Henry Dunn P.O.U. under 27-13B. 18 acres
of this P.O.U. is claimed under 27-13B. No specific water rights
conveyed with the above sale.

(1)

Document 7.5.9 (11-30-1935) shows
Henry Jungkamp selling to Alfetta
Brown Wende portions of Sec 34, Sec
27 & Sec 26 T2S R36E. None of
these acres were the original P.O.U. of Henry
Dunn under right 27-13. However the
SE NE 1/4 Sec 27 & SW NW Sec 26
T2S R36E included in above sale is
part of P.O.U. claimed under 27-13B.

Document 7.5.9.3 (7-26-1936)
100" of Blackfoot Drilled Custer (no priority
mentioned) is sold with property in Sec
34 & 35 T2S R36E, of these property
the NENE Sec 34 & L-3, L-4 & SW NW
Sec 35 T2S R36E was original
P.O.U. of the Henry Dunn property under
27-13. This is a good assumption that
200' of 7-01-1870 water went with
this property.

Property Sold to George Dunn

7-13B Priority 7-01-1870 (Henry Dunn)

Document 8.7.4.4 (4-25-1946) shows George Dunn selling to Lester Hanson, ground in Sec 26, 27, 34 & 35 T2S R36E.

Included in the above is the S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec 26, E-2 Sec 26, NESE Sec 34, lots 1, 2, 3 & 4, N $\frac{1}{2}$ NEW & SWNW of Sec 35 T2S R36E. This list is all original P.O.U. for the Henry Dunn right 27-13, water rights should include the 100" from the sale in 7-26-1936 (Document 7.5.9.3) plus additional water on the other parcels of original P.O.U. Unfortunately, no quantity of water is mentioned.

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(*) This sale is key in the interpretation as to the split of right 27-13.

In 1959 (Document 9.5) William & Viola Ball sell to Waverly Tew 100" inches of the 7-10-1870 water. The deed describes the original P.O.U. as those portions of Sec 3 & Sec T3S R36E which was a part of the original Henry Dunn P.O.U.

This is a water right only, in my interpretation, & I have to assume the Ball's owned those portions of Sec 3 & 4 T3S R36E.

If this 100" sale is - valid, it only leaves 200" available for 27-13B.

27-130 Priority, 7-01-1870 (Henry Dunn)

③

[then jump to Document 11.8.3

where Robert Hansen sells to Jim Tappley

portions of Sec 26, 27, 34 + 35. This includes

portions of the original Henry Dunn P.O.U. listed

below; Sec 26, L-2 + S $\frac{1}{2}$ SW $\frac{1}{4}$

Sec 34, NESE

Sec 35, W $\frac{1}{2}$ NW $\frac{1}{4}$ + Lots 1, 2, 3 + 4

It also includes 247.5 inches of Blackfoot River
water but no priority or priorities are mentioned
and Claimant, Big Wheel Ranch has interpreted it to
mean 247.5 inches of 7-01-1870 (Henry Dunn) water.

Included in this sale were properties in Sec 26, 27, 34 + 35

T2S R36E which were not original Henry Dunn place of 4e.

27-13B + 27-13A

(4)

I decided to pre-rate the original
Henry Dunn P.O.U + re-calculate actual
acres.

Sec 3 - L-5 = 24.4 acres L-6 = 43.4 acres
NW SW = 40 acres T3S
R3GE

Sec 4 - SE NE = 40 acres NE SE = 40 acres
SE SE = 40 acres
Sec 26 - SW SW = 40 acres SE SW = 40 acres
L-2 (SW SE) = 33.5 acres

Sec 34 - NE SE = 40 acres T2S
R
36E

Sec 35 - L-1 (NW NE) = 22.50 acres L-2 (SW NE) = 17.95 acres
L-3 (SE NW) = 41.87 acres L-4 (NW SW) = 32.86 acres
N 1/2 NW = 80 acres SW NE = 40 acres

Total is 616.48 acres with 300⁺
of 7-01-1810 water or

0.486 ds/acre

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Conclusions 27-13B + 27-13A

Successor to claimant Arnel Fielding needs to be contacted to see if documents of ownership for original P.O. in

Sec 3 + 4 can be shown for

William Ball or his immediate

predecessor. This document should predate

document 8.7.4.4 (4-25-1946) so

it validates an amount of 100⁰⁰

on said property in Sec 3 + 4.

On a straight pro-ration of 0.4865/acre, the 227.8 acres of original P.O. in Sec 3 + 4 T 25 R 36E yields 110.7 inches of water.

If this documentation can be had then it should be 2.00 acs for 27-13A + 4.00 acs for 27-13B.

